



DEPARTMENT OF THE NAVY

BOARD FOR CORRECTION OF NAVAL RECORDS

2 NAVY ANNEX

WASHINGTON DC 20370-5100

JRE

Docket No: 7321-97

13 September 1999

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of title 10 of the United States Code, section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 10 September 1999. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

The Board found that you served on initial active duty for training (IADT) in the Marine Corps Reserve from 14 December 1974 to 9 June 1975. Your health record indicates that you had symptoms of an inguinal hernia and underwent back surgery prior to entering on IADT, and that you failed to disclose either of those conditions during your pre-enlistment physical examination. The report of a pre-separation physical examination dated 28 May 1975 indicates that you were physically qualified for service. A laceration under your left eye was noted by the examiner, but it was not considered disqualifying. You were discharged under other than honorable conditions effective 1 September 1977 because of your failure to satisfactorily participate in Marine Corps Reserve training.

The Board did not accept your contention to the effect that you should have been separated or retired by reason of physical disability. As noted above, that you were found fit for duty on 28 May 1975. In addition, you have not demonstrated that there was any increase in the severity of your pre-existing inguinal or back conditions during your service in the Marine Corps Reserve. Your unsubstantiated contention that you experienced symptoms of post

traumatic stress disorder during your IADT period was rejected by the Board. Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER
Executive Director